

**ASSEMBLY BILL**

**No. 286**

**Introduced by Assembly Member Honda**

February 13, 1997

An act to add Section 20434.5 to the Government Code, relating to public employees.

LEGISLATIVE COUNSEL'S DIGEST

AB 286, as introduced, Honda. Public employee retirement.

The Public Employees' Retirement Law prescribes different levels of benefits for various categories of safety members.

This bill would authorize contracting agencies to elect to include specified officers or employees in the "local firefighter" category.

Vote: majority. Appropriation: no. Fiscal committee: no. State-mandated local program: no.

*The people of the State of California do enact as follows:*

1 SECTION 1. Section 20434.5 is added to the  
2 Government Code, to read:  
3 20434.5. "Local firefighter" also means any officer or  
4 employee of a fire department of a contracting agency,  
5 except one whose principal duties are those of a  
6 telephone operator, clerk, stenographer, machinist,  
7 mechanic, or otherwise, and whose functions do not  
8 clearly fall within the scope of hazardous materials

1 services, even though that employee is subject to  
2 occasional call, or is occasionally called upon, to perform  
3 duties within the scope of hazardous materials services,  
4 but not excepting persons employed and qualifying as  
5 firefighters of equal or higher rank, irrespective of the  
6 duties to which they are assigned.

7 This section shall not apply to the employees of any  
8 contracting agency nor to any contracting agency unless  
9 and until the contracting agency elects to be subject to  
10 this section by amendment to its contract with the board,  
11 made pursuant to Section 20474 or by express provision  
12 in its contract with the board.

